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HOUSE BILL 703

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Ray Begaye

AN ACT

RELATING TO EDUCATION; CLARIFYING THE DEFINITION OF RURAL SCHOOL DISTRICT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 22-1-2 NMSA 1978 (being Laws 2003, Chapter 153, Section 3, as amended) is amended to read:

"22-1-2. DEFINITIONS.--As used in the Public School Code:

A. "adequate yearly progress" means the measure adopted by the department based on federal requirements to assess the progress that a student, a public school or school district or the state makes toward improving student achievement;

B. "commission" means the public education commission;

C. "department" means the public education

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~~[bracketed material] = delete~~

1 department;

2 D. "forty-day report" means the report of qualified
3 student membership of each school district and of those
4 eligible to be qualified students but enrolled in a private
5 school or a home school for the first forty days of school;

6 E. "home school" means the operation by the parent
7 of a school-age person of a home study program of instruction
8 that provides a basic academic educational program, including
9 reading, language arts, mathematics, social studies and
10 science;

11 F. "instructional support provider" means a person
12 who is employed to support the instructional program of a
13 school district, including educational assistant, school
14 counselor, social worker, school nurse, speech-language
15 pathologist, psychologist, physical therapist, occupational
16 therapist, recreational therapist, interpreter for the deaf and
17 diagnostician;

18 G. "licensed school employee" means teachers,
19 school administrators and instructional support providers;

20 H. "local school board" means the policy-setting
21 body of a school district;

22 I. "local superintendent" means the chief executive
23 officer of a school district;

24 J. "parent" includes a guardian or other person
25 having custody and control of a school-age person;

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1 K. "private school" means a school, other than a
2 home school, that offers on-site programs of instruction and
3 that is not under the control, supervision or management of a
4 local school board;

5 L. "public school" means that part of a school
6 district that is a single attendance center in which
7 instruction is offered by one or more teachers and is
8 discernible as a building or group of buildings generally
9 recognized as either an elementary, middle, junior high or high
10 school or any combination of those and includes a charter
11 school;

12 M. "rural school district" means a school district
13 located in a county whose population density is at or under
14 thirty persons per square mile and whose largest city has a
15 population under thirty thousand people;

16 ~~[M.]~~ N. "school" means a supervised program of
17 instruction designed to educate a student in a particular
18 place, manner and subject area;

19 ~~[N.]~~ O. "school administrator" means a person
20 licensed to administer in a school district and includes school
21 principals and central district administrators;

22 ~~[O.]~~ P. "school-age person" means a person who is
23 at least five years of age prior to 12:01 a.m. on September 1
24 of the school year and who has not received a high school
25 diploma or its equivalent. A maximum age of twenty-one shall

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1 be used for a person who is classified as special education
2 membership as defined in Section 22-8-2 NMSA 1978 or as a
3 resident of a state institution;

4 [P-] Q. "school building" means a public school, an
5 administration building and related school structures or
6 facilities, including teacher housing, that is owned, acquired
7 or constructed by the school district as necessary to carry out
8 the functions of the school district;

9 [Q-] R. "school bus private owner" means a person,
10 other than a school district, the department, the state or any
11 other political subdivision of the state, that owns a school
12 bus;

13 [R-] S. "school district" means an area of land
14 established as a political subdivision of the state for the
15 administration of public schools and segregated geographically
16 for taxation and bonding purposes;

17 [S-] T. "school employee" includes licensed and
18 nonlicensed employees of a school district;

19 [T-] U. "school principal" means the chief
20 instructional leader and administrative head of a public
21 school;

22 [U-] V. "school year" means the total number of
23 contract days offered by public schools in a school district
24 during a period of twelve consecutive months;

25 [V-] W. "secretary" means the secretary of public

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